IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7994 OF 2007

Shri Jaykumar Bhagwan Gore .... Petitioner

Vs.

Shri Sadashiv Abaji Pol & Ors. .... Respondents

Mr. A.B. Borkar for Petitioner
Mr. S.R. Nargolkar, AGP for the Respondent No. 2.

CORAM : A.P. DESHPANDE, J.
DATE : 26TH OCTOBER, 2007

P.C.

1) The Petitioner objected to the nomination filed by respondent No. 1 on the ground that two of the affiliated societies which are represented by the respondent no. 1 have been classified as 'C' or 'D' at the last audit. According to the petitioner, the said dis-qualification is provided by Bye-Law No. 31 (VI).

2) Perusal of the impugned order reveals acceptance of the nomination form. It further indicates that two of the societies which are represented by the respondent no. 1 are classified as category "B" and hence it has been found that the respondent no. 1 does not incur any dis-qualification as envisaged by Bye-Law No. 31 (VI). The impugned order does not suffer from any

illegality warranting interference at this stage when the process of election is going on. Leaving all questions open to be agitated in Election Petition, Writ Petition is summarily rejected.

(A.P. DESHPANDE, J.)